

DRAFT 10/2/17 – SUBJECT TO CHANGE
For Review and Adoption by the Council at the October 26, 2017 Meeting

DELTA STEWARDSHIP COUNCIL
Thursday, September 28, 2017
Park Tower
980 9th Street, 2nd Floor Conference Center
Sacramento, CA 95814

MEETING SUMMARY

1. Welcome and Introductions

The meeting was called to order at 9:05 a.m., Sept. 28, 2017, by Chair Randy Fiorini.

2. Roll Call – Establish a Quorum (Water Code §85210.5)

Roll call was taken and a quorum was established. The following members were present: Patrick Johnston, Frank Damrell, Susan Tatayon, Randy Fiorini, and Skip Thomson.

3. Closed Executive Session – (Not open to the public) (Action Item)

The Council may discuss litigation matters pursuant to Government Code §11126 (e)(2)(A), (e)(2)(B)(i), and/or (e)(2)(C)(i), including: (a) Delta Stewardship Council Cases, Coordinated Proceeding JCCP No. 4758, and (b) Bracewell Engineering Inc., et al., v. Delta Stewardship Council, et al., Sacramento County Superior Ct. No. 34-2015-80002178.

The Closed Session (Litigation) convened at 9:05 a.m. and adjourned at 10:15 a.m., with Chair Randy Fiorini presiding.

4. Reconvene Open Session

Upon adjournment of the Closed Session, the Delta Stewardship Council (Council) reconvened in Open Session at 10:20 a.m.; Chair Fiorini said he had nothing to report from the Closed Session. Chair Fiorini noted that Council Members Mike Gatto and Ken Weinberg joined the Council meeting during Closed Session and were added to the roll call.

5. Adoption of the August 24, 2017 Meeting Summary (Action Item)

Chair Fiorini asked if there were any questions, suggestions, or comments from the Council or public regarding the Aug. 24, 2017 meeting summary; there were none.

Motion: (Offered by Tatayon, seconded by Weinberg) to approve the August 24, 2017 meeting summary.

Vote: (6/0: Damrell, Weinberg, Gatto, Tatayon, Fiorini, Thomson) and the motion was adopted. Council Member Johnston was not in the room at the time of the vote.

The video showing this motion and vote can be found on the linked agenda <http://cal-span.org/unipage/?site=cal-span&owner=DSC&date=2017-09-28> at 03:41

6. Chair's Report (Information Item)

Chair Fiorini invited Council members who had attended meetings or provided presentation in the previous month to provide brief remarks. Member Weinberg spoke at the San Diego Taxpayers Association's Issues Subcommittee on Public & Community Assets regarding the Delta Plan and the amendments. Member Weinberg also spoke at Olivenhain Municipal Water District where he did a similar presentation and explained why it is important for Southern California to support the Delta Plan and the coequal goals.

7. Executive Officer's Report (Information Item)

Executive Officer Jessica Pearson began her report by discussing the impacts of the past year's weather on natural resources and briefed the Council on various weather statistics related to hurricanes and record-setting summer temperatures. These events are reshaping how we must think about the climate and its effects on natural resource management. Next month, as the Council begins its ecosystem amendment, she said we will have to discuss the reality of these future challenges and face them head-on in the strategies for a healthy Delta ecosystem that are part of Chapter 4 of the Delta Plan.

The previous week, Ms. Pearson said she and Lead Scientist Dr. John Calloway, along with select senior staff, attended the second meeting of the National Academies of Sciences Committee on Grand Challenges and Opportunities in Environmental Engineering and Science for the 21st Century (Committee). The first meeting was held in Washington D.C. this past spring; Council staff and Chair Fiorini attended by teleconference. She said the Council is a co-sponsor of the Committee's work and is particularly interested in how the future research agenda for the federal government can benefit the Delta and California's water management. Ms. Pearson said the committee meeting was a mix of open and closed working sessions over two days. The open session on Tuesday featured several distinguished scientists who spoke about the Grand Challenges facing food, water, and energy. The next day, a more focused open session on how environmental engineering and research and practice can evolve to address sea level rise challenges in the Bay Area and beyond. The Committee will meet later this fall to draft its report, which will include a high-level list of goals.

Ms. Pearson announced that the California Department of Fish and Wildlife (DFW), in partnership with Delta agencies and stakeholders, led the development of the Delta Conservation Framework (Framework) for the Sacramento-San Joaquin Delta, Yolo Bypass, and Suisun Marsh. The draft is available for public review through November 10, 2017 at DFW's website: www.wildlife.ca.gov/Conservation/Watersheds/DCF. Two

workshops are planned to review the draft and provide for group discussion and comments. The public review workshops will be held at the Jean Harvie Community Center in Walnut Grove on Oct. 19, from 6-8 p.m. and Oct. 30, from 1-4 p.m.

Ms. Pearson announced that earlier this month the Council was awarded with an "Award of Excellence" for the Delta Levees Investment Strategy by the Floodplain Management Association (FMA), a national organization to promote the development of principles and tools for effective federal, State, and local flood plain management programs. The Council's supervising engineer, Dustin Jones, accepted the award for the Council at the FMA's annual conference in Long Beach.

Ms. Pearson also noted the Delta Plan implementation and coordination letters included in the members' meeting materials.

Ms. Pearson welcomed Cory Copeland to the Council's performance management unit as an environmental scientist. Mr. Copeland has a BS degree in Geography and is now pursuing a PhD degree at U.C. Davis. Mr. Copeland's work at the Council will be focused on tracking the water supply performance measures and covering performance measures related to the Delta as an Evolving Place and reduced risk.

7a. Legal Update

There was no Legal Update presented this month.

7b. Legislative Update

Ms. Pearson invited Ryan Stanbra to present the Legislative Report; the update is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-7b-legislative-update>.

7b1. Discussion of Council Legislative Policy, Discuss Potential Changes, and Endorse the Policy

At the August meeting, the Council directed staff to propose a revision to the Council's legislative policy. The staff report for this item is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-7b1-consideration-revisions>. Attachment 1, Suggested Revisions to Current Legislative Policy was included in the meeting materials and is posted at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-7b1-attachment-1-suggested>. At the beginning of the discussion, a revised attachment with language recommended by Council Member Johnston was distributed to the Council members and the public. The revised Attachment 1 is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-7b1-revised-attachment-1>. It was this revised attachment that the staff requested the Council approve. During the Council discussion, Member Damrell suggested adding language to action number 3, specifically, to add that the executive officer should be consulted along with the Chair and appropriate Council staff.

Chair Fiorini asked if there were any members of the public who wished to comment; there were none.

Motion: (Offered by Damrell, seconded by Thomson) to approve the Council's Legislative Policy with the suggested revisions indicated in the revised Attachment 1 including Council Member Damrell's suggestion as noted above.

Vote: (6/0: Johnston, Damrell, Weinberg, Tatayon, Fiorini, Thomson) and the motion was adopted. Council Member Gatto was not in the room at the time of the vote.

The video showing this motion and vote can be found on the linked agenda <http://cal-span.org/unipage/?site=cal-span&owner=DSC&date=2017-09-28> at 21:27.

The Council Policy Concerning Official Positions and Sponsorship of Legislation (as adopted by the Council on September 28, 2017) is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-7b1-council-policy-concerning>.

7b2. The Council will Discuss Current Legislation that Could Affect the Council and/or Implementation of the Delta Plan and May take Action to Express Support or Opposition to Seek to Amend Any of the Bills listed in the Monthly Legislative Report

The Legislative Tracking report is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-7b2-september-2017-legislative>. AB 313 and its analysis is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-7b2-ab-313-and-analysis> and AB 339 and its analysis is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-7b2-ab-339-and-analysis>.

Ms. Pearson concluded her report by previewing the day's agenda.

8. Lead Scientist's Report (Information Item)

Chair Fiorini invited Dr. John Callaway to present the Lead Scientist's Report. The report covered a number of collaborative and science communication activities. It is available on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-8-lead-scientists-report>.

After Dr. Callaway concluded his report, he invited Catherine Courtier to present the *By the Numbers* summary. *By the Numbers* is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-8-attachment-1-numbers-summary>.

Chair Fiorini asked if there were any members of the public who wished to speak; there were none.

9. Overview of the 2017 Update to the Central Valley Flood Protection Plan (Information Item)

Chair Fiorini invited Erin Mullin to present Item 9, an overview of the 2017 update to the Central Valley Flood Protection Plan (CVFPP). Ms. Mullin welcomed Mike Mierzwa, from the Department of Water Resources and John Cain from American Rivers.

The staff report for Item 9 is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-9-overview-2017-update-central>. Attachment 1, Council Comment Letter regarding the Draft Central Valley Flood Protection Plan 2017 Update and the Draft Supplemental Program Environmental Impact Report is posted at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-9-attachment-1-council-comment>. Mr. Mierzwa's presentation can be viewed at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-9-presentation-example-outcome>. Following Mr. Mierzwa's presentation, John Cain provided his non-governmental organization's perspective on flood management projects and how they can implement long-term habitat restoration measures to achieve multiple benefits.

Chair Fiorini asked if there were any members of the public who wished to comment on this item; there were none.

Following Item 9, the Council recessed for lunch at 12:30 and reconvened at 1:15 p.m.

10. Update on the Comprehensive Conservation and Management Plan for the San Francisco Estuary

Chair Fiorini invited Chief Deputy Executive Officer Jessica Law to present Item 10, an update on the Comprehensive Conservation and Management Plan (CCMP) for the San Francisco Estuary. Ms. Law welcomed panelist Caitlin Sweeney, director of the San Francisco Estuary Partnership (SFEP).

The staff report for Item 10 is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-10-update-comprehensive>. Attachment 1, Comprehensive Conservation and Management Plan Summary is posted at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-10-attachment-1-comprehensive>. Attachment 2, *ESTUARY* News magazine article by John Hart, *Two Hearts Beating Not Quite as One*, is posted at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-september-28-2017-meeting-agenda-item-10-attachment-2-estuary-news>. Ms. Sweeney briefed the Council on the recent update to the CCMP for the San Francisco Estuary, which includes the 12 Bay Area and Delta counties. Ms. Sweeney's presentation can be viewed at <http://deltacouncil.ca.gov/docs/delta->

[stewardship-council-september-28-2017-meeting-agenda-item-10-presentation-2016-estuary.](#)

Chair Fiorini asked if there were any members of the public who wished to comment on this item; there were none.

11. Public Comment

Chair Fiorini asked if there were any members of the public who wished to comment on this item.

Mark Pruner, resident of Clarksburg, commented on the Framework, noting the impact the Framework could have on the Delta Plan and the Council's work. Mr. Pruner urged the Council to request a longer public comment period and to consider integrating the Framework in the ongoing effort to update the Delta Plan.

12. Preparation for Next Council Meeting – Discuss (a) expected agenda items; (b) new work assignments for staff; (c) requests of other agencies; (d) other requests from Council members; and (e) confirm next meeting date.

The meeting adjourned at 3:45 p.m.